

**SUPPLEMENTAL AGREEMENT NO. 4**  
**PROJECT PROGRAM**

CITY OF LINCOLN, NEBRASKA  
STATE OF NEBRASKA DEPARTMENT OF ROADS  
PROJECT NO. ENH-55(160)  
CONTROL NO. 12879  
JAMAICA NORTH TRAIL, PHASE 2

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the City of Lincoln, Nebraska, hereinafter referred to as the Local Public Agency or "LPA", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, the LPA and the State have previously entered into Program Agreement YL0723, executed by the LPA on March 21, 2007 and executed by the State on April 23, 2007, hereinafter referred to as the "Original Agreement" and "Supplemental Agreement No. 1" executed by the LPA on February 10, 2009 and executed by the State on March 9, 2009 and "Supplemental Agreement No. 2" executed by the LPA on January 6, 2010 and executed by the State on January 28, 2010 and "Supplemental Agreement No. 3" executed by the LPA on July 22, 2010 and executed by the State on August 12, 2010, and

WHEREAS, it now becomes necessary to remove the funding cap, and

WHEREAS, it is the desire of the LPA that this project be constructed under the designation of Project No. ENH-55(160), as evidenced by the Resolution of the LPA dated the \_\_\_\_ day of \_\_\_\_\_, 2013, attached and identified as Exhibit "A" and made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the LPA and State hereto agree as follows:

SECTION 1. The maximum federal funding cap for this project is removed. The Federal share payable shall remain a maximum of 65 percent of the eligible and participating costs.

SECTION 2. The LPA and the State agree that, except for the provisions of Section 1 above, all terms and provisions of the Original Agreement on Project No. ENH-55(160) executed by the LPA on March 21, 2007 and executed by the State on April 23, 2007 and "Supplemental Agreement No. 1" executed by the LPA on February 10, 2009 and executed by the State on March 9, 2009 and "Supplemental Agreement No. 2" executed by the LPA on January 6, 2010 and executed by the State on January 28, 2010 and "Supplemental Agreement No. 3" executed by the LPA on July 22, 2010 and executed by the State on August 12, 2010 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed  
by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the LPA this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

WITNESS:  
Joan E. Ross

CITY OF LINCOLN  
Chris Beutler

\_\_\_\_\_  
LPA Clerk

\_\_\_\_\_  
Mayor

EXECUTED by the State this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

STATE OF NEBRASKA  
DEPARTMENT OF ROADS  
Jim Wilkinson, P.E.

\_\_\_\_\_  
Local Projects Engineer

## RESOLUTION

(SIGNING OF A SUPPLEMENT TO A PROJECT PROGRAM AGREEMENT)  
 SUPPLEMENTAL PROJECT PROGRAM AGREEMENT NO. YL0723,  
 SUPPLEMENT NUMBER 4.

CITY OF LINCOLN  
 [Insert name of Local Public Agency (LPA)]

Resolution No. \_\_\_\_\_

CITY OF LINCOLN  
**Whereas:** [Insert name of LPA] and Nebraska Department of Roads (NDOR) have previously executed a Project Program Agreement for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

CITY OF LINCOLN  
**Whereas:** [Insert name of LPA] understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

CITY OF LINCOLN  
**Whereas:** [Insert name of LPA] and NDOR wish to enter into a Supplemental Project Program Agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

**Be It Resolved:** by the [City Council, Board of Commissioners or Supervisors, etc., as appropriate] of [Insert name of LPA] that: CITY OF LINCOLN

[Insert the individual's name and title - Chairperson of the Board, the Mayor or the CEO of the entity] is hereby authorized to sign the attached Supplemental Project Program Agreement YL0723,  
"SUPPLEMENT 4" between CITY OF LINCOLN and the NDOR.

CITY OF LINCOLN is committed to providing local funds for the project as required by the Project Program Agreement and any Supplemental Project Program Agreements.

NDOR Project Number ENH-SS (160)

NDOR Control Number 12879

[Insert the NDOR Project Name here].

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ Nebraska.  
 (Month) (Year)

The [Insert City Council, Board of Commissioners or Supervisors, etc., as appropriate] of [Insert name of LPA]

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Board/Council Member \_\_\_\_\_

Moved the adoption of said resolution

Member \_\_\_\_\_ Seconded the Motion

Roll Call: \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_ Abstained \_\_\_\_\_ Absent

Resolution adopted, signed and billed as adopted

Attest:

\_\_\_\_\_  
 [Signature of City or County Clerk or Corporate Secretary]